

State of South Dakota

SEVENTY-SECOND SESSION
LEGISLATIVE ASSEMBLY, 1997

546A0183

SENATE BILL NO. 28

Introduced by: The Committee on Local Government at the request of the State Board of
Elections

1 FOR AN ACT ENTITLED, An Act to permit governmental subdivisions to share polling places.
2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That chapter 12-14 be amended by adding thereto a NEW SECTION to read as
4 follows:

5 The members of the governing body of any governmental subdivision may choose to share
6 a polling place with any election conducted by a tribal government. The sharing of the polling
7 place shall be agreed upon by the governing body and the tribal government at least sixty days
8 before the election and any expenses for the polling place shall be shared as agreed upon.

9 Section 2. That chapter 12-14 be amended by adding thereto a NEW SECTION to read as
10 follows:

11 The superintendent of the governmental subdivision's election board and the superintendent
12 of the tribal government's election board shall separately and independently exercise authority
13 over their respective areas within the polling place. The superintendent of the governmental
14 subdivision's election shall exercise such authority as is vested in that official pursuant to §§ 12-
15 18-3, 12-18-9.1, and 12-18-9.2. The superintendent of any tribal or tribal government

1 subdivision's election shall exercise such authority as is vested in that official pursuant to relevant
2 tribal laws. Nothing in this Act may be construed to be a waiver of sovereignty on the part of
3 either party or a waiver of other relevant tribal or state laws.